

CR 102 RULE-MAKING ORDER (RCW 34.05.320)

Department of Labor and Industries

WISHA Services Division

CR-102 Filing Date: March 28, 2003

Hearing Date: June 26, 2003

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Attachment (a)

(Purpose Statement)

(a) Purpose

The Respiratory Protection rule is being rewritten and reorganized for clarity and ease of use for employers and employees. We are amending the rule in chapter 296-62 WAC to only apply to agriculture and proposing Respirators in a new chapter. This rulemaking is part of our clear rule writing initiative to rewrite for clarity all the safety and health rules.

Amended Sections:**WAC 296-62-071 Respiratory Protection**

- A note will be added to WAC 296-62-071 stating that requirements relating to respirators have been moved and the requirements left in WAC 296-62-071 only apply to agriculture

New Sections:**WAC 296-842-100 Scope**

- Clarifies responsibilities of employers to provide respiratory protection

WAC 296-842-105 Respirator Program Administrator

- Clarifies responsibilities of employers to designate a program administrator

WAC 296-842-10505 Designate a program administrator

- Moved requirements from WAC 296-62-07113 to this section

WAC 296-842-110 Voluntary Use Requirements and Recordkeeping

- Clarifies responsibilities of employers when employees voluntarily choose to use respirators

WAC 296-842-11005 Make sure voluntary use of respirators is safe

- Moved requirements from WAC 296-62-07117 to this section

WAC 296-842-11010 Keep voluntary use respirator program records

- Moved requirements from WAC 296-62-07117 and WAC 296-62-07194 to this section

WAC 296-842-120 Required Use Respirator Program and Recordkeeping

- Clarifies responsibilities of employers when respirators are required

WAC 296-842-12005 Develop and maintain a written program and records

- Moved requirements from WAC 296-62-07109 and WAC 296-62-07111 to this section

WAC 296-842-12010 Keep respirator program records

- Moved requirements from WAC 296-62-07194 to this section

WAC 296-842-130 Respirator Selection

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- Clarifies responsibility of employers to make sure the correct respirators are used

WAC 296-842-13005 Select and provide appropriate respirators

- Moved requirements from WAC 296-62-07130, WAC 296-62-07131, WAC 296-62-07132 and WAC 296-62-07133 to this section

WAC 296-842-140 Medical Evaluations

- Clarifies responsibility of employers to provide medical evaluations

WAC 296-842-14005 Provide medical evaluations

- Moved requirements from WAC 296-62-07150, WAC 296-62-07151, WAC 296-62-07152, WAC 296-62-07153, WAC 296-62-07154, WAC 296-62-07155 and WAC 296-62-07156 to this section

WAC 296-842-150 Fit-Testing

- Clarifies responsibilities of employers to provide fit testing

WAC 296-842-15005 Conduct fit testing

- Moved requirements from WAC 296-62-07160, WAC 296-62-07161, WAC 296-62-07162, WAC 296-62-07202, WAC 296-62-07206 and WAC 296-62-07231 to this section

WAC 296-842-160 Training

- Clarifies responsibilities of employers to provide training

WAC 296-842-16005 Provide effective training

- Moved requirements from WAC 296-62-07186, WAC 296-62-07188, and WAC 296-62-07190 to this section

WAC 296-842-170 Maintenance

- Clarifies responsibilities of employers to maintain respirators

WAC 296-842-17005 Maintain respirators in a clean and reliable condition

- Moved requirements from WAC 296-62-07175 to this section

WAC 296-842-17010 Store respirators properly

- Moved requirements from WAC 296-62-07176 to this section

WAC 296-842-17015 Inspect and repair respirators

- Moved requirements from WAC 296-62-07177, WAC 296-62-07178 and WAC 296-62-07179 to this section

WAC 296-842-180 Safe Use and Removal of Respirators

- Clarifies responsibilities regarding the safe use of respirators

WAC 296-842-18005 Prevent sealing problems with tight-fitting respirators

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- Moved requirements from WAC 296-62-07170 and WAC 296-62-07171 to this section

WAC 296-842-18010 Make sure employees leave the use area before removing respirators

- Moved requirements from WAC 296-62-07170 and WAC 296-62-07171 to this section

WAC 296-842-190 Stand-by Requirements for IDLH Conditions

- Clarifies responsibilities to provide standby employees in IDLH conditions

WAC 296-842-19005 Provide stand-by assistance in IDLH conditions

- Moved requirements from WAC 296-62-07172 to this section

WAC 296-842-200 Air Quality for SCBAs and Air-line Respirators

- Clarifies requirements for air quality

WAC 296-842-20005 Make sure breathing air and oxygen meet established specifications

- Moved requirements from WAC 296-62-07182 to this section

WAC 296-842-20010 Prevent conditions that could create a hazardous breathing air supply

- Moved requirements from WAC 296-62-07182 to this section

WAC 296-842-20015 Make sure compressors don't create a hazardous breathing air supply

- Moved requirements from WAC 296-62-07182 to this section

WAC 296-842-210 Labeling of Air Purifying Filters, Cartridges, and Canisters

- Clarifies responsibilities to label equipment

WAC 296-842-21005 Keep readable labels on filters, cartridges, and canisters during use

- Moved requirements from WAC 296-62-07184 to this section

WAC 296-842-220 Required Procedures for Respiratory Protection Programs

- Clarifies responsibility to make sure required procedures are followed

WAC 296-842-22005 Use this medical questionnaire for medical evaluations

- Moved requirements from Appendix C to this section

WAC 296-842-22010 Follow these fit-testing procedures for tight-fitting respirators

- Moved requirements from Appendices A-1, A-2, and A-3 to this section

WAC 296-842-22015 Follow procedures established for cleaning and disinfecting respirators

- Moved requirements from Appendix B-2 to this section

WAC 296-842-22020 Follow procedures established for seal checking respirators

- Moved requirements from Appendix B-1 to this section

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WAC 296-300

Definitions

- Moved the definitions from WAC 296-62-071 to this section